

**REMARKS/ARGUMENTS**

In the Office Action, claims 13-21 were rejected under 35 U.S.C. § 101 as directed to non-statutory subject matter, claims 1-5, 8-16 and 18-21 were rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Publication No. 2002/0038255 to Tarvydas et al. (“**Tarvydas**”), claim 6 was rejected under 35 U.S.C. § 103(a) as being unpatentable over **Tarvydas** in view of the Official Notice (regarding screen names), and claims 7 and 17 were rejected under 35 U.S.C. § 103(a) as being unpatentable over **Tarvydas** in view of the Communications Today article, PTO-892, Item U (“**Communications Today**”). By the present response, Applicant has cancelled claims 1, 3, 5 and 13-21, amended claims 2, 4, 6, 7 and 8, and added claims 22 and 23. Claims 2, 4, 6, 7 and 8 have been amended to depend from new claim 22. Thus, claims 2, 4, 6-12, 22 and 23 are pending.

Applicant’s invention is directed to a method and system for providing information from a website (accessed by a computer having full browsing capabilities) to a connected portable device that may be used by the user when away from the computer. As explained in the specification, such an arrangement has significant advantages, inasmuch as the user can utilize the browsing capabilities of a desktop computer to locate information at a website, such as yellow page information, select and store that information (along with other information) in an information shopping cart at the website, and then use the computer to download the information shopping cart to the portable device. The user has the benefit of information located using the full browsing capability of a personal computer, but the ease of having that information readily available at a PDA that can be carried by the user and accessed when and where it is needed most.

The Examiner principally relies on **Tarvydas** in rejecting Applicant’s claims. **Tarvydas** discloses a system that provides a single website with a universal shopping cart that selects and permits the purchase of items from various merchants’ websites, so that shopping can be conducted at the single website. While **Tarvydas** indicates that the user can access the single

Appl. No. 09/991,158  
Amdt. dated July 22, 2004  
Reply to Office Action of June 29, 2004

website with a personal computer, it further discloses that a portable device or other PDA could be used in lieu of a computer for accessing the website.

**Tarvydas** not only does not disclose Applicant's invention, but teaches away from it. As explained in Applicant's specification (e.g., paragraphs 04 and 05), the structure suggested by **Tarvydas** presents precisely the problem that Applicant seeks to overcome, namely, use of a portable device having limitations as a browser for capturing information. Applicant solves this problem of **Tarvydas** (and other conventional systems) by providing a computer (such as a PC) to select and store information (directory information) from a website, place it in an information shopping cart, and then download the information shopping cart to a portable device. Applicant does not use a portable device in lieu of a personal computer as in **Tarvydas**, but overcomes the problem of **Tarvydas** by using a portable device in conjunction with a computer having a web browser to select information, and then providing an information shopping cart to facilitate the transfer and use of the information.

Applicant has clarified the claimed invention by adding new claim 22 (replacing original claim 1) in order to more clearly recite Applicant's invention. In particular, the preamble of claim 22 recites a method "wherein the user has a computer separate from the portable device but capable of communicating with the portable device," and further recites steps of "accessing the information items at a website, including providing the computer with a browser for navigating the Internet in order to use the website," "displaying information items from the website on the computer," "placing the information items in an information shopping cart at the website," and "transmitting the information shopping cart having the selected information items from the website to the portable device." Such a method is neither disclosed nor suggested by **Tarvydas**, either alone or combined with the other cited references.

New independent claim 23 has limitations similar to those of claim 22, but further recites the additional limitation of the selected information being yellow pages directory listings. Such additional limitation is, likewise, neither disclosed nor suggested by **Tarvydas** or the other cited references.

Appl. No. 09/991,158  
Amdt. dated July 22, 2004  
Reply to Office Action of June 29, 2004

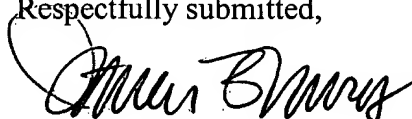
PATENT

CONCLUSION

In view of the foregoing, Applicant believes all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 303-571-4000.

Respectfully submitted,



Stephen F. Jewett  
Reg. No. 27,565

Date: July 22, 2004

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, California 94111-3834  
Tel: 303-571-4000  
Fax: 415-576-0300  
SFJ/jln  
60265352 v1